IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

WEDNESDAY, THE 7TH FEBRUARY 2007 / 18TH MAGHA 1928

WP(Crl.).No. 215 of 2004(S)

PETITIONER:

K.PURUSHOTHAMAN NAIR,
KOLLAVAILAYAKATHU VEEDU, SWAMIYAR MADOM,
CHEMBAYANTHI P.O., THIRUVANANTHAPURAM.

BY ADV. SRI.R.BINDU (SASTHAMANGALAM)

RESPONDENTS:
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1. K.BHUVANACHANDRAN NAIR, KOTTAKKUZHI VEEDU, PANTHALAKKODU P.O., KUTTAYANI, THIRUVANANTHAPURAM, NOW WORKING AS SUBAIDAR, JC 8291 60K, 1805 PNR COLONY C/O. 56 APO, LUCKNOW.

2. THE ARMY COMMANDER, CENTRAL COMMAND, LUCKNOW.

3. THE SUPERINTENDENT OF POLICE, THIRUVANANTHAPURAM RURAL.

4. THE DIRECTOR GENERAL OF POLICE, KERALA, THIRUVANANTHAPURAM.

ADDL.R5: THE SUPERINTENDENT OF POLICE, LUCKNOW.
(ADDL.R5 IMPLEADED AS PER ORDER ON IA 245/05 DATED 10.11.2006)
R2 BY ADV. SRI.E.S.MUHAMMED KABIR, ADD.CGSC
SRI.SASTHAMANGALAM S. AJITHKUMAR
SRI.KRISHNADAS P. NAIR

THIS WRIT PETITION (CRIMINAL) HAVING COME UP FOR ADMISSION ON 07/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.B. Koshy & T.R. Ramachandran Nair, JJ.

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W.P.(Crl).NO. 215 of 2004-S

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Dated this the 7th day of February, 2007

JUDGMENT

Koshy, J.

The allegation of the petitioner is that petitioner's son P.R. Ratheesh is missing from 13.6.2004. According to the petitioner, his son was residing at Lucknow along with the petitioner's brother one K.B. Nair who was working in Army. Petitioner's son was waiting for recruitment in the said unit. The Superintendent of Police, Lucknow made a submission that the uncle of the petitioner's son was transferred from Lucknow unit in March 2004. But the said Ratheesh was allowed to stay in the Unit at Lucknow till the next date of recruitment. However, he was missing at 6 p.m. on 8.6.2003 onwards without giving any information regarding his whereabouts. Therefore, one Army official made a complaint and on that basis a crime was registered for missing and police has published photographs and other details of the missing man at railway stations, bus stands, etc. So far, his whereabouts were not known.

The police may make further enquiry with regard to the missing case registered and if necessary, petitioner can approach the higher authorities if

the enquiry is not properly done. However, if any whereabouts are known about the petitioner's son, the matter should be informed to the petitioner.

With the above observations, the writ petition is closed.

(J.B. Koshy, Judge.)

(T.R. Ramachandran Nair, Judge.)

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